



United States Government  
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August 23, 2023

Honorable Mark A. Goldsmith  
Honorable Mag. Elizabeth A. Stafford  
United States District Court for Eastern District of Michigan  
231 West Lafayette Blvd.  
Detroit, MI 48226

Re: Kerwin v. Starbucks Corporation  
Case No. 2:22-CV-12761

Dear Judge Goldsmith and Magistrate Stafford:

On February 23, 2023, the Court granted the National Labor Relations Board's petition for temporary injunctive relief pursuant to Section 10(j) of the National Labor Relations Act, as amended, 29 U.S.C. Section 160(j)(the Act). This relief was ancillary to the administrative proceeding then pending before the Board in NLRB Case number 07-CA-292971. By statute the injunction was intended to last only until the final decision and order of the Board in the administrative proceeding.

On August 9, 2023, the Board issued its final administrative decision and order in NLRB Cases 07-CA-292971 and 07-CA-293916. Under the Act, the Court's injunctive order terminated by operation of law on August 9, 2023. See *Barbour v. Central Cartage, Inc.*, 583 F.2d 335 (7<sup>th</sup> Cir. 1978); *Johansen v. Queen Mary Restaurant Corp.*, 522 F.2d 6 (9<sup>th</sup> Cir. 1975); *Levine v. Fry Foods, Inc.*, 596 F.2d 719 (6<sup>th</sup> Cir. 1979); *D'Amico v. Lee's Contracting Services, Inc.*, 141 LRRM 2851, 2853, n. 1, 1991 WL 472878 (E.D. Va. 1991).

In view of the termination of the Court's injunction, the Board respectfully suggests that the Court can now close this matter on its records.

Very truly yours,

**Patricia A. Fedewa**  
Attorney for Petitioner